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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
(OAKLAND DIVISION)

11 In re:) Case No.: C 07-CV-04826 CW
12)
13 Dean Gordon Potter,) Bk. Case No. 06-42425-LT-11
14)
15 Debtor.) DEAN GORDON POTTER'S OBJECTION
16) TO THE BANKRUPTCY JUDGE'S
17) RECOMMENDATION THAT THE CASE
18) BE TRANSFERRED TO THE EASTERN
DISTRICT
DATE: None set
TIME:

19 Dean Gordon Potter, Debtor, (Potter) by and through his undersigned attorneys, files this
20 Objection to the Bankruptcy Judge's Recommendation that the case and objection to claim be
21 transferred to the Eastern District.

22 The basis of Judge Leslie Tchaikovsky's recommendation dated October 28, 2007, was
23 judicial economy and the fact that UNICO filed its refund suit in the Eastern District. Judicial
24 economy could just as well be served by transferring the UNICO case to the Northern District.

25 As stated in Potter's opposition to the transfer, the UNICO case has only one issue, *i.e.*
26 whether withholding taxes are due when no salary deductions were allowed by the government.

27 In any event, if the cases are to be consolidated, the Northern District is the appropriate
28 district. The main case is the one involving Dean Gordon Potter who is a resident in the

OBJECTION TO THE BANKRUPTCY JUDGE'S RECOMMENDATION

1 Northern District. No anticipated witness is located in the Eastern District. The principal
2 witnesses are located in Southern California and Barbados.

3 The interest of justice dictates that the Potter case and objection to claims remain in the
4 Northern District and that if the UNICO case should be consolidated, it should be transferred to
5 the Northern District.

6 The undersigned counsel would appreciate the opportunity to present and argue the
7 transfer of venue issue if the Court would find it helpful.

8
9 Respectfully submitted,

10 Dated: November 2, 2007

/s/ John Gigounas
John Gigounas